



Town of Wyoming
Council Meeting
Wyoming Town Annex
November 7, 2011
7:15 P.M.

REGULAR TOWN COUNCIL MEETING

CALL TO ORDER – Mayor Rife called the Meeting to order at 7:18 p.m.

PLEDGE – Mayor Rife

MOMENT OF SILENCE FOR OUR TROOPS – Mayor Rife

Council attending: Mayor Dale Rife, Vice-Mayor Terry Witt, Secretary Jacqueline Stokes, Treasurer Georgette Williams, Councilwoman Tracy Greenwood

Council absent: None

Staff attending: Town Clerk Pamela Haddick, Police Lieutenant Martin Willey

Audience attending: Richard & Joyce Stockslager, Lisa Fulcher, J. Buchwald, Jack Fairfull, Carol & Gene McFann, Mike Marasco

ADOPTION OF AGENDA

- Mayor Rife stated that the Resolution under XVII B. would be moved to the December agenda. *Mr. Witt made a motion to adopt the agenda as corrected. Ms. Stokes seconded the motion. All in favor; none opposed.*

At 7:20 p.m. Council moved into Executive Session to discuss personnel matters.

Council moved back into Regular Session at 7:35 p.m.

Ms. Stokes made a motion seconded by Mr. Witt to approve the issue discussed in Executive Session. Ms. Greenwood, Aye. Ms. Stokes, Aye. Mr. Witt, Aye. Ms. Williams, Nay. Motion passed.

GOOD NEWS

- Mayor Rife called Lt. Willey forward to accept a Certificate of Appreciation from the Town Council for his loyal dedication to the Council, Staff & Residents of the Town of Wyoming

- *Mr. Witt made a motion to offer Lt. Willey the position of Chief of Police for Wyoming. Ms. Greenwood seconded the motion. Ms. Greenwood, Aye. Ms. Stokes, Aye. Mr. Witt, Aye. Ms. Williams, Nay. Motion passed. Mayor Rife called Chief Willey forward to accept his new badge & stars.*

ADOPTION OF PREVIOUS MEETING MINUTES

100311 Council Meeting – Mr. Witt made a motion seconded by Ms. Stokes to approve the minutes for 10/3. Ms. Greenwood, Aye. Ms. Stokes, Aye. Mr. Witt, Aye. Ms. Williams abstained due to not being present at the meeting.

102511 Executive Session – Mr. Witt made a motion seconded by Ms. Stokes to accept. All in favor; none opposed.

102511 Special Council Meeting – Ms. Greenwood stated that there is a mistake in these minutes. Under New Business, Dimensional Variance Ordinance, it says "Council is ok with this" but she says she did not agree to this. The minutes will be corrected.

Mr. Witt made a motion to accept these minutes with the correction. Ms. Stokes seconded the motion. All in favor; none opposed.

TREASURER'S REPORT

- Ms. Williams presented the financial reports. She stated that we have received the audit from our auditors and passed out copies to each council person. It will be voted on in December.

POLICE REPORT – LT. MARTIN WILLEY

- Lt. Willey gave the police report for October. The written report is part of the packet.
- He also reported that there have been some burglaries in the Greens at Wyoming involving unlocked cars with valuables left inside. It happened Halloween night. He warned everyone to please keep your cars locked at all times and don't leave wallets and purses in your vehicles as a temptation.

FIRE COMPANY REPORT

- There was no one present to give a report.

PLANNING & ZONING

- There was no one present to give a report.

BUILDING INSPECTOR REPORT/ CODE VIOLATION REPORT

- The open building permit report is in the packets.
- Mr. Snyder was not present to report; however, Ms. Haddick stated that the final letters approved by our attorney have been sent out to all but one of the violation properties. We are now just waiting for the 30 day period to end before we abate the violations ourselves.

C/W SEWER & WATER REPORT

- Mr. Mike Quinn sent the mayor an email stating that there was nothing to report that would be of interest to Wyoming.

PARK/STREET REPORT

- Mr. Terry Witt reported that there are no reservations for the pavilion in November so Lew will be winterizing the bathrooms as soon as a port-a-potty can be delivered for the winter.
- Halloween was held at the park and went over really well. Everyone had a good time.
- The dead tree at Johnson Square has been taken down.

- We received three bids for the Remus Lane Project and an award was made.

OLD BUSINESS

- Second readings and adoptions of the following ordinances were done:
 - Repeal of Ordinance #74 “An Ordinance to Prohibit the Theft of Town Trash Collection Service”. *Ms. Stokes made a motion seconded by Mr. Witt to repeal this ordinance. All in favor; none opposed.*
 - Ordinance #7-11 “An Ordinance to Prohibit the Theft of Town Trash Collection Service.” *Ms. Williams made a motion seconded by Ms. Stokes to adopt. All in favor; none opposed.*
 - Repeal of Ordinance #8 “An Ordinance Defining the Nuisance Caused by the Keeping of Livestock or the Running at Large of Poultry or Livestock within the Limits of the Town of Wyoming and Providing a Penalty Therefor” Including Amendment #1 and Amendment #2. *Mr. Witt made a motion seconded by Ms. Stokes to repeal. All in favor; none opposed.*
 - Ordinance #6-11 “An Ordinance Regulating the Keeping of Livestock or Poultry and the Running at Large of Poultry or Livestock within the Limits of the Town of Wyoming.” *Ms. Stokes made a motion seconded by Mr. Witt to adopt. All in favor; none opposed.*
 - Repeal of Ordinance #P-4 “An Ordinance Relating to the Cleaning up of Animal Nuisance in Public Areas of the Town or in Buildings within the Limits of the Town of Wyoming.” *Ms. Williams made a motion seconded by Ms. Stokes to repeal. All in favor; none opposed.*
 - Ordinance #8-11 “An Ordinance Relating to the Cleaning up of Animal Nuisance in Public Areas of the Town or in Buildings within the Limits of the Town of Wyoming.” At the suggestion of Ms. Greenwood Council put this ordinance on hold as they feel it could be combined with Ordinance #18-11 “An Ordinance Establishing Regulations for the Keeping of Dogs in the Town of Wyoming.” Ms. Haddick will contact our attorney about this.
 - Repeal of Ordinance #11 “An Ordinance Making it Unlawful for any Person, Firm, or Corporation to Leave Any Rubbish or Ashes or Offal in the Public Streets within the Limits of the Town of Wyoming Except for the Purpose of Garbage Collection and Providing a Penalty Therefor.” *Ms. Williams made a motion to repeal seconded by Ms. Stokes. All in favor; none opposed.*
 - Repeal of Ordinance #13 “An Ordinance Providing for the Registration of Dogs of Either Sex and Providing a Penalty for Failure to Register Same.” *Ms. Williams made a motion seconded by Ms. Stokes to repeal. All in favor; none opposed.*

NEW BUSINESS

- Mayor Rife and Ms. Haddick took turns reading the synopsis from each of the following ordinances that have been drafted for Wyoming. Second reading and adoption will be scheduled for the December meeting. These ordinances are as follows:
 - Repeal of Ordinance #P16-07 “An Ordinance Pertaining to Loud Sound Amplification Systems in Motor Vehicles.”
 - Repeal of Ordinance #46 “Abandoned Vehicles” and All Previous Versions and/or Amendments Thereto.
 - New Ordinance #8-11 “An Ordinance Regulating Abandoned, Wrecked, Dismantled, Inoperative, or Unregistered Vehicles.”
 - Repeal of Ordinance #P5-07 “An Ordinance Establishing a Building Commission; Defining Its Duties; and Providing Penalties for Violations Thereof; and Ordinance #16 “An Ordinance Creating the Position of Building Inspector, Requiring

- Property Owners to Secure a Building Permit from the Building Inspector Prior to Commencing any Construction, Establishing Procedures for the Application, Review, and Grant of Building Permits, and Providing Penalties for Violations Thereof.” Including All Amendments and/or Prior Versions of These Ordinances.
- New Ordinance #9-11 “An Ordinance Creating the Position of Building Inspector and Establishing Building Permit Regulations and Procedures.
 - New Ordinance #10-11 “An Ordinance Requiring Good Standing in Order to Obtain Any License, Permit, Utility Service, or Do Any Business with the Town of Wyoming.
 - Repeal of Ordinance #P4-07 “An Ordinance Prohibiting the Discharge of Firearms, Air or Gas Operated Guns, Spring-Guns, Slingshots, and/or Bows and Arrows within the Limits of the Town of Wyoming; Prohibiting the Sale, Transfer, and Distribution of Fireworks; and Providing for Exceptions and Penalties.”
 - New Ordinance #11-11 “An Ordinance Prohibiting the Discharge of Firearms, Fireworks, Air or Gas Operated Guns, Spring-Guns, Slingshots, and/or Bows and Arrows within the Limits of the Town of Wyoming, Prohibiting the Sale, Transfer, and Distribution of Fireworks, and Providing for Exceptions and Penalties.
 - Repeal Ordinance #15 “An Ordinance Relating to Sanitation and Public Health.”
 - New Ordinance #12-11 “An Ordinance Regulating Overgrown Grass and Weeds in the Town of Wyoming.”
 - New Ordinance #13-11 “An Ordinance Requiring Notice of Tort Claims Against the Town of Wyoming to be Provided Within One Year of the Date of Occurrence.”
 - Repeal Ordinance #34 “Ordinance Relating to Prohibition on Parking on Certain Streets During Snowfall and Enforcement of Such Restriction” and Amendment #1 to the Same Ordinance.
 - New Ordinance #14-11 “An Ordinance Regulating Parking on Designated Streets During Periods of Snowfall.”
 - Ordinance #17-07, Amendment #1- An Ordinance Amending Ordinance #17-07 “An Ordinance Establishing a Procedure for the Determination and Abatement of Public Nuisances within the Town of Wyoming and Providing Penalties for Violations Thereof.”
 - Repeal Ordinance #12-07 “An Ordinance Providing for the Collection of Trash within the Town of Wyoming” Including All Amendments to and Previous Versions of the Ordinance.
 - New Ordinance #15-11 “An Ordinance Providing for the Collection of Trash within the Town of Wyoming.”
 - Repeal Ordinance #21-07 “An Ordinance Relating to Dead and Damaged Trees.”
 - New Ordinance #16-11 “An Ordinance Relating to Dead and Damaged Trees.”
 - New Ordinance #17-11 “An Ordinance Authorizing the Town to Employ Voluntary Assessment Procedures.”
 - Repeal Ordinance #4 “An Ordinance Related to Dogs Making it Unlawful to Keep Disorderly Dogs and Prohibiting the Running at Large of Female Dogs under Certain Conditions.” And Ordinance #4, Amendment #1 “An Ordinance Relating to At Large and Barking Dogs,” and Any Other Amendments to, or Previous Versions of, this Ordinance.
 - New Ordinance #18-11 “An Ordinance Establishing Regulations for the Keeping of Dogs in the Town of Wyoming.” This is the ordinance that may be able to be combined with the above ordinance “An Ordinance Relating to the Cleaning up of Animal Nuisance in Public Areas of the Town or in Buildings within the Limits of the Town of Wyoming.

- Repeal Ordinance #7, Amendment #1 “An Ordinance Establishing the Composition of the Planning and Zoning Committee for the Town of Wyoming and Defining its Power,” Including Any Amendments to and Previous Versions of the Ordinance.
- New Ordinance #19-11 “An Ordinance Establishing the Planning and Zoning Commission of the Town of Wyoming.”
- Repeal Ordinance #32 “An Ordinance Regulating and Prohibiting the Occupancy by Human Beings of Trailers or Portable Structures as Dwellings or Places of Business within the Limits of the Town of Wyoming, Kent County, State of Delaware.”
- New Ordinance #20-11 “An Ordinance Regulating the Parking and Use of Recreational Vehicles in the Town of Wyoming.”

CORRESPONDENCE

- All correspondence is on file at Town Hall if anyone is interested in seeing it.

CALENDAR OF EVENTS

- A Town Council Meeting – 12/5/11, 7:30 pm, Annex
- B. Planning & Zoning – 11/8/11, 7:30 pm, Annex
- C. CWSWA – 11/8/11, 7:00 pm, CWSWA office

PUBLIC COMMENTS

- Joyce Stockslager asked whether the contractor who was awarded the Remus Lane Project had a Wyoming Business License. Mayor Rife stated that if he does not, he will have to get one before beginning the project.
- Gene McFann told Council that he was proud of them for finally making Martin Willey the Chief of Police. He wished it had happened sooner; however, he is glad it has finally happened.
- Lisa Fulcher questioned whether the ordinances are available for the residents to look at. Mayor Rife said they will not go on the website until after they are adopted. If she wants to look at them, she is welcome to come in the office and read them there.
- Ms. Fulcher also stated that the calendar that was part of the September/October Newsletter has a mistake on December. Ms. Haddick stated that a correction will be published in the December Newsletter.
- Ms. Fulcher asked what the status of the 21 Meadow Avenue code violation was. This is part of the drainage ditch that is causing the problems on S. Layton Ave. and flooded basements of CW Avenue. It is currently on hold until we can see what we can do with the ditch.

Ms. Stokes made a motion seconded by Mr. Witt to adjourn the meeting. All in favor; none opposed.

The meeting adjourned at 8:35 p.m.

Respectfully Submitted,
Pamela Haddick, Town Clerk